

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE DIET DRUGS

(Phentermine/Fenfluramine/Dexfenfluramine)

PRODUCTS LIABILITY LITIGATION

)
)
) MDL NO. 1203
)
)

THIS DOCUMENT RELATES TO:

VERA WILLIAMS, *et al.*

Plaintiffs,

v.

AMERICAN HOME PRODUCTS

CORPORATION, *et al.*,

Defendants.

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) Civil Action No: 2:02-cv-20138-HB
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ELMIRE JACOB'S MOTION FOR SUBSTITUTION

Elmire Jacobs files this motion for substitution of parties and show the following:

1. Intervenor Plaintiff Milton Jacobs passed away on March 22, 2004. Elmire Jacobs is the decedent's spouse, such as the representative of the estate of decedent Milton Jacobs. Elmire Jacobs respectfully requests that this Court substitute her as the intervenor plaintiff on behalf of decedent Milton Jacobs.

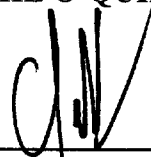
2. In the interests of justice, this Court should permit Elmire Jacobs to substitute on behalf of the decedent. This case has been settled, and thus there is no prejudice to the defendants.

CONCLUSION

Because Elmire Jacobs is the decedent's spouse, such as the representative of the estate of decedent Milton Jacobs, Elmire Jacob's motion for substitution should be granted.

Respectfully submitted,

THE O'QUINN LAW FIRM

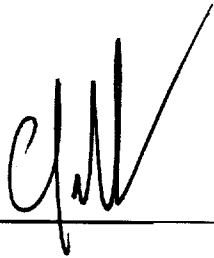


CHRISTOPHER K. GILBERT, ESQ.
TX Bar No. 24034247
U.S.D.C., S.D., Tx. ID: 31992
440 Louisiana Street, 24th Floor
Houston, Texas 77002
Telephone: 713-236-2677
Telecopier: 713-223-4870
EMAIL: cgilbert@gilbert-law.com

ATTORNEYS FOR INTERVENOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of Elmire Jacob's Motion for Substitution has been filed electronically and is available for viewing and downloading from the ECF system. Service on all attorneys of record who do not receive notice by electronic mail from the ECF system was accomplished as set forth below on April 16th, 2008.

/s/  _____

Dated: April 16th, 2008

SERVICE LIST

VIA US MAIL

Daniel S. Pariser, Esq.
Ethan Greene, Esq.
Arnold & Porter, L.L.P.
555 12th Street, NW
Washington, D.C. 2004
Counsel for Wyeth

Gregory P. Miller, Esq.
Drinker, Biddle & Reath
One Logan Square
18th and Cherry Streets
Philadelphia, PA 19103-6996
Special Discovery Master

Michael Fishbein, Esq.
Arnold Levin, Esq.
Levin, Fishbein, Sedran & Berman
510 Walnut Street
Suite 500
Philadelphia, PA 19106
Co-Chair of Plaintiffs' Management Committee

John J. Cummings, III, Esquire
Cummings, Cummings & Dudenhefer
416 Gravier Street
New Orleans, LA 70130
Co-Chair of Plaintiffs' Management Committee

Stanley M. Chesley, Esquire
Waite, Schneider, Bayless, Chesley Co., L.P.A.
1513 Central Trust Tower
One West Fourth Street
Cincinnati, OH 45202
Co-Chair of Plaintiffs' Management Committee

Ms. Deborah A. Hyland
Plaintiffs' Management Committee
Constitution Place
325 Chestnut Street, Suite 200
Philadelphia, PA 19106
Co-Chair of Plaintiffs' Management Committee

Michael T. Scott, Esquire

Reed Smith LLP

2500 One Liberty Place

1650 Market Street

Philadelphia, PA 19103-7301

Liaison Counsel for Fenfluramine/Dexfenfluramine Defendants

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PRETRIAL ORDER NO.

AND NOW, this _____ day of _____, 2008, it is hereby ORDERED and DECREED that Elmire Jacob's Motion for Substitution is GRANTED. Intervenor Plaintiff Elmire Jacobs is substituted as the proper party plaintiff for decedent Milton Jacobs.

BY THE COURT:

Chief Judge Harvey Bartle, III